

NATURAL RESOURCES DEFENSE COUNCIL

June 28, 2017

**Via ECF**

Honorable J. Paul Oetken  
United States District Judge  
United States Courthouse  
40 Foley Square  
New York, NY 10017

**Re: *Natural Resources Defense Council v. U.S. Environmental Protection Agency et al.*,  
17-cv-751 (JPO)**

Dear Judge Oetken:

Pursuant to this Court's June 14, 2017, Order, *see* ECF No. 27, we submit this joint letter on behalf of the parties in the above-referenced litigation. On June 14, 2017, EPA published the final rule entitled "Effluent Limitations Guidelines and Standards for the Dental Category," 82 Fed. Reg. 27,154 (June 14, 2017), which the agency had withdrawn in January 2017 from the Office of the Federal Register prior to publication. Accordingly, there are no further issues that need to be resolved in this case. The parties will submit a stipulation of voluntary dismissal to the Court pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) by the end of this week.

Respectfully submitted,

/s/ Margaret T. Hsieh  
Margaret T. Hsieh  
Natural Resources Defense Council  
40 West 20th Street  
New York, NY 10011  
Phone: (212) 727-4652  
Fax: (415) 795-4799  
mhsieh@nrdc.org

Aaron Colangelo  
Natural Resources Defense Council  
1152 15th Street NW, Suite 300  
Washington, DC 20005  
Phone: (202) 289-2376  
Fax: (415) 795-4799  
acolangelo@nrdc.org

*Attorneys for Plaintiff Natural Resources  
Defense Council*

JOON H. KIM  
Acting United States Attorney for the  
Southern District of New York

By: /s/ Andrew E. Krause  
ANDREW E. KRAUSE  
Assistant United States Attorney  
Telephone: 212-637-2769  
Facsimile: 212-637-2786  
E-mail: andrew.krause@usdoj.gov

*Attorneys for Defendants*